ascertain what type of programming would enable the station to be carried on local cable systems.

The denial of this extension request could eliminate any possibility of the proposed LPTV service being offered to the community. No application mutually exclusive with Raystay's construction permit application was filed, so no other entity has expressed an interest in providing this service.

Accordingly, Raystay requests that the Commission extend the date for construction for a period of six months from the date this application is granted or from the date the current construction permit expires, whichever is later.

DEC 2 0 1991

Federal Communications Cardinession Office of the Secretary

TELECOPIER (202) 785-0934



LEWIS I. COHEN MORTON L. BERFIELD ROY W. BOYCE JOHN J. SCHAUBLE®

"VIRGINIA BAR ONLY

December 20, 1991

Ms. Donna R. Searcy Secretary Federal Communications Commission 1919 M Street, N.W. Washington, D.C. 20554

Dear Ms. Searcy:

On behalf of Raystay Co., permittee of low power television station W55BP at Lebanon, Pennsylvania, we are submitting an original and one copy of an application for additional time to construct that station.

Pursuant to the Commission's July 11, 1991 Public Notice (FCC Fees, 69 RR 2d 787, 788), no filing fee is required for this application.

Should there be any questions regarding this matter, kindly communicate directly with this office.

Respectfully submitted,

John J. Scharble

John J. Schauble

APPLICATION FOR EXTENSION OF BROADCAST CONSTRUCTION
PERMIT OR TO REPLACE EXPIRED CONSTRUCTION PERMIT
(CAREELLY READ INSTRUCTIONS ON BACK RECORD COMPLETING)

For Commission Use Only
File No.BMPTL-911220JI

(CAREFULLY READ INSTRUCTIONS	ON BACK BEFORE COMPLETING	File No. B	MPTTL-911220JI
1. Legal Name of Applicant (See	instruction []	3. PURPOSE OF APPLICATION:	
Raystay Company		a. Additional time to construct broadcast station	
		b. Construction permit to replace expired permit	
2. Mailing Address (Number, stre		4. IDENTFICATION OF OUTSTANDING CONSTRUCTION PERMIT:	
	RECEIVED	File Number	Call Letters
P.O. Box 38	• • •	BPTTL-890309NZ	W55BP
Carlisle, PA 17013	DEC 2 0 1991	Fr916-722 Mhz	Channel No. 55
Telephone No. Lincipde Area Co (717) 245-0040	Federal Communications Contribusion	Station Location Lebanon	. Da
5. OTHER:	Office of the Secretary		<i>y</i>
Submit as Exhibit No. N/A	a list of the file numbers of	pending applications concerning	this station, e.g., major or minor
modifications, assignments, et	с		
6. EXTENT OF CONSTRUCTION:		T	
(a) Has equipment been delivered: If NO, answer the following:		(b) Has installation commenced See	P
From Whom Ordered If no order has been placed, so indicate!		If YES, submit as Exhibit No a description of the	
See Exhibit 1		extent of installation and the o	tate installation commenced.
Date Ordered	Date Delivery Promised	(c) Estmated date by which co See Exhibit 1	instruction can be completed.
7. (a) If application is for extens been completed.	ion of construction permit, subm	it as Exhibit Nol reaso	on(s) why construction has not
(b) If application is to replace	an expired construction permit,	submit as Evhibit No N/A	the reason for not submitted
	together with the reason(s) why		
in the construction permit or	subsequent extension(s).	•	•
8. Are the representations contain If NO, give particulars in Exhib		oction permit still true and correc	et? 🛛 YES 🗌 NO
power of the United States because of accordance with this application. (See	Section 304 of the Communications A all the statements made in this appli	ther by license or otherwise, and re- ict of 1934, as amended.) ication and attached exhibits are cons	quests an authorization in idered material representations and
•			

CERTFICATION

I certify that the statements in this application are true and correct to the best of my knowledge and belief, and are

made in good faith.	
Legal Name of Applicant	Signature
Raystay Company .	Jeorge Fordner
Title	Date
President	December 18, 1991

EXHIBIT 1

The permittee respectfully submits that a grant of the instant application would be in the public interest for the following reasons:

Initially, it must be noted that Raystay Co. has built and is currently the licensee of LPTV station W40AF licensed to Dillsburg, PA. Raystay built the station pursuant to a construction permit issued to it by the Commission.

At the present time, equipment for the station has not been ordered or delivered. Raystay, however, has had discussions with equipment suppliers concerning the types and prices of equipment that could be used at the site specified in the construction permit. It has entered into lease negotiations with representatives of the owners of the antenna site specified in the applications, although those negotiations have not been consummated. A representative of Raystay and an engineer have visited the antenna site and ascertained what site preparation work and modifications need to be done at the site.

Raystay has undertaken research in an effort to determine the programming that would be offered on the station. It has had discussions with program suppliers to determine what programs could be available for broadcast on the station. It has also had continuing negotiations with local cable television franchises to

ascertain what type of programming would enable the station to be carried on local cable systems.

The denial of this extension request could eliminate any possibility of the proposed LPTV service being offered to the community. No application mutually exclusive with Raystay's construction permit application was filed, so no other entity has expressed an interest in providing this service.

Accordingly, Raystay requests that the Commission extend the date for construction for a period of six months from the date this application is granted or from the date the current construction permit expires, whichever is later.

DECLARATION

David A. Gardner, under penalty of perjury, states that the following is true and correct to the best of his knowledge:

In the course of my employment, I provided management services to Raystay Co., which, among other things, is the licensee of low-power television (LPTV) station W40AF, which is licensed to Dillsburg, PA, and held construction permits for LPTV stations in Lancaster, PA, and Lebanon, PA.

In the latter part of 1991, I was involved in negotiations with several parties who were interested in purchasing, the Lancaster and Lebanon LPTV construction permits. One of the parties I negotiated with who expressed interest in purchasing the construction permits was Trinity Christian Center of Santa Ana, Inc. d/b/a Trinity Broadcasting Network (Trinity).

In the early fall of 1991, one of the parties who was exploring purchasing the construction permits asked me to call the owners of the Lancaster and Lebanon sites to ensure that the sites were still available. I cannot recall whether it was Trinity or another potential buyer that made that request. I called Ready Mixed Concrete Company, the owner of the Lancaster site, and the Quality Inn, the owner of the Lebanon site. I was informed by representatives of both companies that they were still willing to negotiate an agreement to make their respective properties available as sites for LPTV stations. I generally discussed possible lease terms with both individuals.

A contract engineer hired by the potential buyer made arrangements to inspect both sites. He subsequently informed me

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that he visited both the Lancaster and Lebanon sites. That inspection was the visit mentioned by Mr. Rick in Paragraph 4 of his April 19, 1993 affidavit. With respect to the suitability of the sites, the engineer was impressed with the Lebanon site, but he was concerned with the dust at the Lancaster site. If anybody told Mr. Rick that the site was unsuitable, it was the buyer's engineer, not me. I was not told anything which would lead me to conclude that the site was unsuitable for Raystay's purposes.

In December 1991, I called John Schauble of Cohen and Berfield and asked him to prepare applications to extend the Lancaster and Lebanon construction permits. Mr. Schauble and I discussed what actions had been taken with respect to the construction permits. He then sent me, via facsimile, the documents that became Exhibit 1 of the applications to extend the construction permits. I believed the statements in the exhibit were accurate, so I approved the exhibit. Mr. Schauble then prepared the remainder of the application, which he sent to me.

With respect to the statement in the exhibit that Raystay "has entered into lease negotiations with representatives of the owners of the antenna site specified in the applications," I believe that my telephone calls with the representatives can fairly be described as preliminary "lease negotiations," since we generally discussed the terms under which the sites might be made available. With respect to the statement, "A representative of Raystay and an engineer have visited the antenna site and ascertained what site preparation work and modifications need to be done at the site,"

that statement refers to the engineer's visit to the sites. As far as I was concerned, one of the purposes for the visit was to determine what site preparation work and modifications would have to be made at the sites. Although I did not accompany the engineer on his visit, I have seen both sites.

Until the last couple of weeks, I had no reason to believe that the sites specified by Raystay in the Lancaster and Lebanon LPTV applications would have been unavailable to Raystay if those stations had been built. To the best of my knowledge, neither I nor anybody else connected with Raystay ever made a judgement that the sites were unsuitable as antenna sites for LPTV stations.

une 3 1993

David A. Gardner

FEDERAL COMMUNICATIONS COMMISSION

LOW POWER TELEVISION / TELEVISION TRANSLATOR BROADCAST STATION CONSTRUCTION PERMIT

Official Mailing Address:

RAYSTAY COMPANY P. O. BOX 38

CARLISLE, PA 17013

Grant Date: January 29, 1992

Authorizing Official:

Video, Services Division

Keith A Larson / Chief, LPTV Branch

Mass Media Bureau

This permit expires 3:00 am. local time: July 29, 1992

Call sign: W23AW

Permit File No.: BMPTTL-911220IX

This permit modifies Permit No.: 890309PA

MODIFICATION OF CONSTRUCTION PERMIT FOR EXTENSION OF COMPLETION DATE

Subject to the provisions of the Communications Act of 1934, as amended, subsequent acts and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to the conditions set forth in this permit, the permittee is hereby authorized to construct the radio transmitting apparatus herein described. Installation and adjustment of equipment not specifically set forth herein shall be in accordance with representations contained in the permittee's application for construction permit except for such modifications as are presently permitted, without application, by the Commission's Rules.

This permit shall be automatically forfeited if the station is not ready for operation within the time specified (date of expiration) or within such further time as the Commission may allow, unless completion of the station is prevented by causes not under the control of the permittee. See Sections 73.3598, 73.3599 and 73.3534 of the Commission's Rules.

Equipment and program tests shall be conducted only pursuant to Sections 74.13 and 74.14 of the Commission's Rules.

Name of permittee:

RAYSTAY COMPANY

Station Location:

PA-LANCASTER

Frequency (MHz): 524.0 - 530.0 Offset: Zero

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Dare 12,53	55.7	

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Call sign: W23AW Permit No.: BMPTTL-911220IX

Channel: 23

Hours of Operation: Unlimited

Transmitter location (address or description):

ERICK ROAD, LANCASTER, PA

Transmitter: Type accepted. See Section 74.750 of the Commission's Rules.

Antenna type: (directional or non-directional): Directional

Desc: BOGNER B16UA

Major lobe directions (degrees true): 286.0

Antenna coordinates: North Latitude: 40 03 47.0

West Longitude: 76 19 9.0

Transmitter output power (Visual) . . . : 1.0 kW

Maximum effective radiated power (Visual): 7.12 kW

Height of radiation center above ground . . . : 42.0 Meters

Height of radiation center above mean sea level: 145.0 Meters

Overall height of antenna structure above ground (including obstruction lighting, if any) 57.0 meters

Obstruction marking and lighting specifications for antenna structure:

It is to be expressly understood that the issuance of these specifications is in no way to be considered as precluding additional or modified marking or lighting as may hereafter be required under the provisions of Section 303(q) of the Communications Act of 1934, as amended.

None Required

Call sign: W23AW Permit No.: BMPTTL-911220IX

Special operating conditions or restrictions:

1. Prior to construction of the tower authorized herein, permittee shall notify AM Station(s) listed below so that the station(s) may commence determining operating power by the indirect method. Permittee shall be responsible for the installation and continued maintenance of detuning apparatus necessary to prevent adverse effects upon the radiation pattern of the AM station(s). Both prior to construction of the tower and subsequent to the installation of all appurtenance thereon, antenna impedance measurements of the AM station(s) shall be made and sufficient field strength measurements, taken at 10 locations along each of eight equally spaces radials, shall be made to establish that the AM radiation pattern is essentially omnidirectional. Prior to or simultaneous with the filing of application for license to cover this permit, the results of the field strength measurements and the impedance measurements shall be submitted to the Commission in an application for the AM station(s) to return to the direct method of power determination.

(Revised March 14, 1983)

WLPA 1490 KHZ, LANCASTER, PA

2. Prior to construction of the tower authorized herein, permittee shall notify AM Station(s) listed below so that, if necessary, the AM station(s) may determine operating power by the indirect method and request temporary authority from the Commission in Washington, D.C. to operate with parameters at variance in order to maintain monitoring point field strengths within authorized limits. Permittee shall be responsible for the installation and continued maintenance of detuning apparatus necessary to prevent adverse effects upon the radiation pattern of the AM station(s). Both prior to construction of the tower and subsequent to the installation of all appurtenances thereon, a partial proof of performance, as defined by Section 73.154(a) of the Commission's Rules, shall be conducted to establish that the AM array has not been adversely affected and, prior to or simultaneous with the filing of the application for license to cover this permit, the results submitted to the Commission. (Revised March 14, 1983)

WLAN 1390 KHZ, LANCASTER, PA

Call sign: W23AW Permit No.: BMPTTL-911220IX

3. The authorization of a license to operate this station is conditioned upon the use of a transmitter that has been type accepted or meets Commission type acceptance requirements at a visual carrier frequency tolerance of plus/minus 1 kHz. In the event the transmitter has not been type accepted at this tolerance, the permittee shall, in the license application, provide full engineering data that demonstrates compliance with Section 74.750 (c)(3)(iii) of the Commission's Rules.

4. Your construction permit application did not identify the name, address and telephone number of a person who may be contacted in an emergency to suspend operation of this station, should such action be deemed necessary by the Commission. You are directed to provide this information along with your license application on FCC Form 347.

FEDERAL COMMUNICATIONS COMMISSION

Authorizing Officials

Video Services Division

Grant Date: January 29, 1992

This permit expires 3:00 am.

local time: July 29, 1992

Keith A. Larson Chief, LPTV Branch

Mass Media Bureau

LOW POWER TELEVISION / TELEVISION TRANSLATOR BROADCAST STATION CONSTRUCTION PERMIT

Official Mailing Address:

RAYSTAY COMPANY P. O. BOX 38

CARLISLE, PA 17013

Call sign: W31AX

Permit File No.: BMPTTL-911220JB

This permit modifies Permit No.: 890309NY

MODIFICATION OF CONSTRUCTION PERMIT FOR EXTENSION OF COMPLETION DATE

Subject to the provisions of the Communications Act of 1934, as amended, subsequent acts and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to the conditions set forth in this permit, the permittee is hereby authorized to construct the radio transmitting apparatus herein described. Installation and adjustment of equipment not specifically set forth herein shall be in accordance with representations contained in the permittee's application for construction permit except for such modifications as are presently permitted, without application, by the Commission's Rules.

This permit shall be automatically forfeited if the station is not ready for operation within the time specified (date of expiration) or within such further time as the Commission may allow, unless completion of the station is prevented by causes not under the control of the permittee. See Sections 73.3598, 73.3599 and 73.3534 of the Commission's Rules.

Equipment and program tests shall be conducted only pursuant to Sections 74.13 and 74.14 of the Commission's Rules.

Name of permittee:

RAYSTAY COMPANY

Station Location:

PA-LANCASTER

Frequency (MHz): 572.0 - 578.0 Offset: Plus

Call sign: W31AX Permit No.: BMPTTL-911220JB

Channel: 31

Hours of Operation: Unlimited

Transmitter location (address or description):

ERICK ROAD, LANCASTER, PA

Transmitter: Type accepted. See Section 74.750 of the Commission's Rules.

Antenna type: (directional or non-directional): Directional

Desc: BOGNER B16UA

Major lobe directions (degrees true): 72.5

Antenna coordinates: North Latitude: 40 03 47.0

West Longitude: 76 19 9.0

Transmitter output power (Visual) . . . : 1.000 kW

Maximum effective radiated power (Visual): 6.75 kW

Height of radiation center above ground : 52.0 Meters

Height of radiation center above mean sea level: 155.0 Meters

Overall height of antenna structure above ground (including obstruction lighting, if any) 57.0 meters

Obstruction marking and lighting specifications for antenna structure:

It is to be expressly understood that the issuance of these specifications is in no way to be considered as precluding additional or modified marking or lighting as may hereafter be required under the provisions of Section 303(q) of the Communications Act of 1934, as amended.

None Required

Call sign: W31AX Permit No.: BMPTTL-911220JB

Special operating conditions or restrictions:

1. Prior to construction of the tower authorized herein, permittee shall notify AM Station(s) listed below so that the station(s) may commence determining operating power by the indirect method. Permittee shall be responsible for the installation and continued maintenance of detuning apparatus necessary to prevent adverse effects upon the radiation pattern of the AM station(s). Both prior to construction of the tower and subsequent to the installation of all appurtenance thereon, antenna impedance measurements of the AM station(s) shall be made and sufficient field strength measurements, taken at 10 locations along each of eight equally spaces radials, shall be made to establish that the AM radiation pattern is essentially omnidirectional. Prior to or simultaneous with the filing of application for license to cover this permit, the results of the field strength measurements and the impedance measurements shall be submitted to the Commission in an application for the AM station(s) to return to the direct method of power determination.

(Revised March 14, 1983)

WLPA 1490 KHZ, LANCASTER, PA

2. Prior to construction of the tower authorized herein, permittee shall notify AM Station(s) listed below so that, if necessary, the AM station(s) may determine operating power by the indirect method and request temporary authority from the Commission in Washington, D.C. to operate with parameters at variance in order to maintain monitoring point field strengths within authorized limits. Permittee shall be responsible for the installation and continued maintenance of detuning apparatus necessary to prevent adverse effects upon the radiation pattern of the AM station(s). Both prior to construction of the tower and subsequent to the installation of all appurtenances thereon, a partial proof of performance, as defined by Section 73.154(a) of the Commission's Rules, shall be conducted to establish that the AM array has not been adversely affected and, prior to or simultaneous with the filing of the application for license to cover this permit, the results submitted to the Commission. (Revised March 14, 1983)

WLAN 1390 KHZ, LANCASTER, PA

Call sign: W31AX Permit No.: BMPTTL-911220JB

3. The authorization of a license to operate this station is conditioned upon the use of a transmitter that has been type accepted or meets Commission type acceptance requirements at a visual carrier frequency tolerance of plus/minus 1 kHz. In the event the transmitter has not been type accepted at this tolerance, the permittee shall, in the license application, provide full engineering data that demonstrates compliance with Section 74.750 (c)(3)(iii) of the Commission's Rules.

4. Your construction permit application did not identify the name, address and telephone number of a person who may be contacted in an emergency to suspend operation of this station, should such action be deemed necessary by the Commission. You are directed to provide this information along with your license application on FCC Form 347.

FEDERAL COMMUNICATIONS COMMISSION

LOW POWER TELEVISION / TELEVISION TRANSLATOR BROADCAST STATION CONSTRUCTION PERMIT

Official Mailing Address:

RAYSTAY COMPANY P.O. BOX 38

CARLISLE, PA 17013

Grant Date: January 29, 1992

Authorizing Official

Video Services Division

Keith A. Larson Chief, LPTV Branch

Mass Media Bureau

This permit expires 3:00 am.

local time: July 29, 1992

Call sign: W38BE

Permit File No.: BMPTTL-911220JF

This permit modifies Permit No.: 890309TD

MODIFICATION OF CONSTRUCTION PERMIT FOR EXTENSION OF COMPLETION DATE

Subject to the provisions of the Communications Act of 1934, as amended, subsequent acts and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to the conditions set forth in this permit, the permittee is hereby authorized to construct the radio transmitting apparatus herein described. Installation and adjustment of equipment not specifically set forth herein shall be in accordance with representations contained in the permittee's application for construction permit except for such modifications as are presently permitted, without application, by the Commission's Rules.

This permit shall be automatically forfeited if the station is not ready for operation within the time specified (date of expiration) or within such further time as the Commission may allow, unless completion of the station is prevented by causes not under the control of the permittee. See Sections 73.3598, 73.3599 and 73.3534 of the Commission's Rules.

Equipment and program tests shall be conducted only pursuant to Sections 74.13 and 74.14 of the Commission's Rules.

Name of permittee:

RAYSTAY COMPANY

Station Location:

PA-LEBANON

Frequency (MHz): 614.0 - 620.0 Offset: Zero

Call sign: W38BE Permit No.: BMPTTL-911220JF

Channel: 38

Hours of Operation: Unlimited

Transmitter location (address or description):

625 QUENTIN RD., LEBANON, PA

Transmitter: Type accepted. See Section 74.750 of the Commission's Rules.

Antenna type: (directional or non-directional): Directional

Desc: BOGNER B16UA

Major lobe directions (degrees true): 205.0

Antenna coordinates: North Latitude: 40 19 49.0

West Longitude: 76 25 37.0

Transmitter output power (Visual) . . . : 1.000 kW

Maximum effective radiated power (Visual): 7.04 kW

Height of radiation center above ground . . . : 36.0 Meters

Height of radiation center above mean sea level: 179.0 Meters

Overall height of antenna structure above ground (including obstruction lighting, if any) 48.0 meters

Obstruction marking and lighting specifications for antenna structure:

It is to be expressly understood that the issuance of these specifications is in no way to be considered as precluding additional or modified marking or lighting as may hereafter be required under the provisions of Section 303(q) of the Communications Act of 1934, as amended.

None Required

Call sign: W38BE Permit No.: BMPTTL-911220JF

Special operating conditions or restrictions:

- 1. The authorization of a license to operate this station is conditioned upon the use of a transmitter that has been type accepted or meets Commission type acceptance requirements at a visual carrier frequency tolerance of plus/minus 1 kHz. In the event the transmitter has not been type accepted at this tolerance, the permittee shall, in the license application, provide full engineering data that demonstrates compliance with Section 74.750 (c) (3) (iii) of the Commission's Rules.
- 2. Your construction permit application did not identify the name, address and telephone number of a person who may be contacted in an emergency to suspend operation of this station, should such action be deemed necessary by the Commission. You are directed to provide this information along with your license application on FCC Form 347.

United States of America

FEDERAL COMMUNICATIONS COMMISSION



LOW POWER TELEVISION / TELEVISION TRANSLATOR BROADCAST STATION CONSTRUCTION PERMIT

Official Mailing Address:

RAYSTAY COMPANY P. O. BOX 38 CARLISLE, PA 17013

Call sign: W55BP

Grant Date: January 29, 1992

Video Services Division

Authorizing Official

Keith A. Larson Chief, LPTV Branch

Mass Media Bureau

This permit expires 3:00 am. local time: July 29, 1992

Permit File No.: BMPTTL-911220JI

This permit modifies Permit No.: 890309NZ

MODIFICATION OF CONSTRUCTION PERMIT FOR EXTENSION OF COMPLETION DATE

Subject to the provisions of the Communications Act of 1934, as amended, subsequent acts and treaties, and all regulations heretofore or hereafter made by this Commission, and further subject to the conditions set forth in this permit, the permittee is hereby authorized to construct the radio transmitting apparatus herein described. Installation and adjustment of equipment not specifically set forth herein shall be in accordance with representations contained in the permittee's application for construction permit except for such modifications as are presently permitted, without application, by the Commission's Rules.

This permit shall be automatically forfeited if the station is not ready for operation within the time specified (date of expiration) or within such further time as the Commission may allow, unless completion of the station is prevented by causes not under the control of the permittee. See Sections 73.3598, 73.3599 and 73.3534 of the Commission's Rules.

Equipment and program tests shall be conducted only pursuant to Sections 74.13 and 74.14 of the Commission's Rules.

Name of permittee:

RAYSTAY COMPANY

Station Location:

PA-LEBANON

Frequency (MHz): 716.0 - 722.0 Offset: Zero

Call sign: W55BP Permit No.: BMPTTL-911220JI

Channel: 55

Hours of Operation: Unlimited

Transmitter location (address or description):

625 QUENTIN ROAD, LEBANON, PA

Transmitter: Type accepted. See Section 74.750 of the Commission's Rules.

Antenna type: (directional or non-directional): Directional

Desc: BOGNER B16UA

Major lobe directions (degrees true): 153.6

Antenna coordinates: North Latitude: 40 19 49.0

West Longitude: 76 25 37.0

Transmitter output power (Visual) . . . : 1.000 kW

Maximum effective radiated power (Visual): 6.64 kW

Height of radiation center above ground . . . : 44.0 Meters

Height of radiation center above mean sea level: 187.0 Meters

Overall height of antenna structure above ground (including obstruction lighting, if any) 48.0 meters

Obstruction marking and lighting specifications for antenna structure:

It is to be expressly understood that the issuance of these specifications is in no way to be considered as precluding additional or modified marking or lighting as may hereafter be required under the provisions of Section 303(q) of the Communications Act of 1934, as amended.

None Required

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